07-14-06

et No.: 050021-0026

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant TURNER, MARK S., et al.,

Appl. No. : 10/576,982 Filed : April 24, 2006

Title PROTEIN EXPRESSION

Grp./A.U.: Unknown

Examiner: : To be Assigned Customer No.: 41552

Confirmation No.: Not Yet Assigned CERTIFICATE OF MAILING BY EXPRESS MAIL(37 CFR § 1.10)

"Express Mail" Mailing Label Number EV 643847483 US I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee"

service under 37 CFR § 1.10 on the date indicated above and is addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on July 12, 2006.

INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

In accordance with the provisions of 37 C.F.R. 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached form PTO-1449. It is respectfully requested that the references be expressly considered during the prosecution of this application, and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

This Information Disclosure Statement is being filed within three months of the U.S. filing date OR before the mailing date of a first Office Action on the merits. No certification or fee is required.

10/576,982

Some of the English language references were cited in a corresponding foreign application search report or office action and its relevance discussed therein. A copy of the foreign search report or office action is attached for the Examiner's information.

Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 502624 and please credit any excess fees to such deposit account.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP

Please recognize our Customer No. 41552

as our correspondence address.

David A. Gay

Registration No. 39,200

4370 La Jolla Village Drive, Suite 700 San Diego, CA 92122

Phone: 858.535.9001 DAG:CMM

Facsimile: 858.597.1585

Date: July 12, 2006

SDO 46706-1.050021.0026

·	\.					SHEET <u>1</u> OF <u>1</u>				
AT MAN	CIT	'ΑΤ	ON DISCLOS ION IN AN ICATION	SURE	ATTY. DOCKET NO. 050021-0026		SERIAL NO. 10/576,982			
					APPLICANT TURNER, MARI	APPLICANT TURNER, MARK S., et al.				
(PTO-1449)					FILING DATE April 24, 2006	GRO	GROUP			
U.S. PATENT DOCUMENTS										
EXAMINER'S INITIALS	CITE NO.	Nur	Document Number mber-Kind Code2 (# known)	Publication Dat MM-DD-YYYY		Name of Patentee or Applicant of Cited Document Pages, Columns, Lines Relevant Passages or Figures Appea			Relevant	
		US								
	-	US					<u> </u>	<u>-</u>		
		US					<u> </u>		-	
<u> </u>		US					 	<u> </u>		
		ŪS				-				
		US								
·	l	US		FOREIGN PA	ATENT DOCUMENTS					
EXAMINER'S		Fo	reign Patent Document	Publication Date		Pages, Colum	ns Lines	Transla	tion	
INITIALS	CITE NO.	Country Codes -Number 4 -Kind Codes (if known)		MM-DD-YYYY	Applicant of Cited Document	Where Relevant Figures Appear Yes			No	
	A	WO 2004/096992 A2		11-11-2004	North Carolina State University					
-	В	WO 2004/106367 A2		12-9-2004	Intercell AG					
OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)										
EXAMINER'S INITIALS I										
	С	Acce	Accession No. AE016948 – Enterococcus faecalis V583							
	D	Accession No. AE017205 – Lactobacillus Johnsonii NCC 533								
	Е	Acce	Accession No. AL935252 – Lactobacillus plantarum strain WCFS1 complete genome							
	۴	Accession No. AY267208 – Lactobacillus reuteri Apfl-like protein (Lre0018) gene								
	G	Acce	Accession No. Y08498 – L.gasseri apíA gene							
	н	BOLOTIN, et al., "The Complete Genome Sequence of the Lactic Acid Bacterium Lactococcus lactis ssp. Lactis IL1403"; Genome Research, pp. 731-735; 11:731-752 © 2001 Cold Spring Harbor Laboratory Press; ISSN 1088-9051/01; www.genome.org								
-	Ī	Lacto Envir	TURNER, et al., "Identification and Characterization of the Novel LysM Domain-Containing Surface Protein Sep from Lactobacillus fermentum BR11 and its Use as a Peptide Fusion Partner in Lactobacillus and Lactococcus"; Applied & Environmental Microbiology, June 2004, Vol. 70, No. 6, pp. 3673-3680, © 2004, American Society for Microbiology; 0099-2240/04							
	J	gass	VENTURA, et al., "Identification and Characterization of Novel Surface Proteins in Lactobacillus johnsonii and Lactobacillus gasseri"; Applied & Environmental Microbiology, Dec. 2002, Vol. 68, No. 12, pp. 6172-6181; © 2002, American Society for Microbiology, 0099-2240/02							
EXAMINER /Nina Archie/ DATE CONSIDERED 08/18/2008										

^{*}EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached.